

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

In re MULTIPLAN HEALTH INSURANCE  
PROVIDER LITIGATION

*This Document Relates To:*  
CENTER FOR ORTHOPAEDICS AND  
SPINE, LLC

Plaintiff,

v.

MULTIPLAN, INC. and MULTIPLAN CORP.,  
VIANT, INC.

Defendants

Case No. 1:24-cv-06795 MDL No.  
3121

Hon. Matthew F. Kennelly

DIRECT FILED COMPLAINT  
PURSUANT TO MDL ORDER  
NO. 6

**DIRECT ACTION PLAINTIFF SHORT-FORM COMPLAINT**

The Plaintiff named below files this Short-Form Complaint and (if checked off below) Demand for Jury Trial against the Defendant(s) named below by and through the undersigned counsel. Plaintiff incorporates by reference the factual allegations, as well as the claims and relief checked off below, sought in Plaintiffs' Consolidated Master Direct Action Plaintiff Complaint ("Consolidated Master DAP Complaint") as it relates to the named Defendant(s) (checked-off below), filed in *In re Multiplan Health Insurance Provider Litigation*, MDL No. 3121, in the United States District Court for the Northern District of Illinois. Plaintiff files this Short-Form Complaint pursuant to Case Management Order No. 6, filed on the MDL Docket (No. 1:24-cv-06795) at ECF 179.

Plaintiff indicates by checking the relevant boxes below the Parties, Designated Forum, Jurisdiction and Venue, Causes of Actions and other Relevant Information specific to Plaintiff's case. Plaintiff, by and through the undersigned counsel, alleges as follows:

**I. IDENTIFICATION OF PARTIES**

**A. PLAINTIFF**

1. Name of the Plaintiff alleging claims against Defendant(s):

Center for Orthopaedics and Spine, LLC

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2. For each Plaintiff that is a corporation, list the state of incorporation and state of principal place of business. For each Plaintiff that is an LLC or partnership, list the state citizenship of each of its members. For each Plaintiff that is a natural person, list the state of residency and citizenship at the time of the filing of this Short-Form Complaint [Indicate State[s]]:

Louisiana

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**B. DEFENDANT(S)**

3. Plaintiff names the following Defendant(s)<sup>1</sup> in this action [*Check all that apply*]:

<input checked="" type="checkbox"/>	MultiPlan, Inc.
<input checked="" type="checkbox"/>	Aetna, Inc., a subsidiary of CVS Health Corporation
<input type="checkbox"/>	Blue Shield of California Life & Health Insurance Company
<input type="checkbox"/>	Blue Cross Blue Shield of Michigan Mutual Insurance Company
<input type="checkbox"/>	Aware Integrated, Inc. and BCBSM, Inc. d/b/a Blue Cross Blue Shield Of Minnesota
<input type="checkbox"/>	Cambia Health Solutions, Inc. f/k/a The Regence Group
<input type="checkbox"/>	Centene Corporation
<input checked="" type="checkbox"/>	The Cigna Group
<input checked="" type="checkbox"/>	Elevance Health, Inc. f/k/a Anthem, Inc.
<input type="checkbox"/>	Health Care Service Corporation
<input type="checkbox"/>	Highmark Health

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<sup>1</sup> Each Defendant named in this Short-Form Complaint acted directly or through each of that entity's executives, employees, directors, and majority-owned subsidiaries. For example, UnitedHealth Group Inc. acted directly or through, among others, the following majority-owned subsidiaries: United Healthcare Insurance Company, and its affiliates; United Healthcare Services Inc.; United Healthcare Service LLC; Oxford Benefit Management, Inc.; UMR, Inc.; Sierra Health and Life Insurance Company, Inc.; Sierra Health-Care Options, Inc.; Health Plan of Nevada, Inc.;

and United Healthcare of Florida, Inc.

<input type="checkbox"/>	Horizon Healthcare Services, Inc. d/b/a Horizon Blue Cross Blue Shield of New Jersey
<input checked="" type="checkbox"/>	Humana Inc.
<input type="checkbox"/>	Kaiser Foundation Health Plan, Inc.
<input type="checkbox"/>	Molina Healthcare, Inc.
<input checked="" type="checkbox"/>	UnitedHealth Group Inc.
<input type="checkbox"/>	Allied National, LLC
<input type="checkbox"/>	Benefit Plans Administrators of Eau Claire, LLC
<input type="checkbox"/>	Central States Southeast and Southwest Areas Health and Welfare Fund
<input type="checkbox"/>	Consociate, Inc. d/b/a Consociate Health
<input type="checkbox"/>	Healthcare Highways Health Plan (ASO), LLC
<input type="checkbox"/>	Secure Health Plans Of Georgia, LLC D/B/A Secure Health
<input type="checkbox"/>	Sanford Health Plan
<input type="checkbox"/>	CareFirst Of Maryland
<input type="checkbox"/>	Blue Cross Blue Shield of Massachusetts

### C. OTHER DEFENDANTS

For each “Other Defendant” Plaintiff contends are additional parties and are liable or responsible for Plaintiff’s damages alleged herein, Plaintiff must identify by name each Defendant and its citizenship, and Plaintiff must plead the specific facts supporting any claim against each “Other Defendant” in a manner complying with the requirements of the Federal Rules of Civil Procedure. In doing so, Plaintiff may attach additional pages to this Short-Form Complaint.

	NAME	CITIZENSHIP
1		
2		
3		
4		

## II. DESIGNATED FORUM

4. For Direct Filed Cases: Identify the Federal District Court in which the Plaintiff would have filed in the absence of direct filing: Western District of Louisiana

5. For Transferred Cases: Identify the Federal District Court in which the Plaintiff originally filed and the date of filing: \_\_\_\_\_

### **III. JURISDICTION AND VENUE**

6. Subject Matter Jurisdiction is based on:

X	Diversity of Citizenship
X	Federal Question
X	Other (The basis of any additional grounds for jurisdiction must be pled in sufficient detail as required by the applicable Federal Rules of Civil Procedure):  <b>Supplemental Jurisdiction (28 U.S.C. § 1367)</b>

### **IV. FACTS AND INJURIES ASSERTED**

7. Plaintiff adopts all paragraphs of the Consolidated Master DAP Complaint by reference, except for the allegations set forth in any cause of action that Plaintiff does not adopt (as indicated below).
8. Plaintiff adopts and alleges as injuries resulting from the challenged conduct the injuries to DAPs set forth in the Consolidated Master DAP Complaint.

### **V. ADDITIONAL FACTS DEMONSTRATING STANDING TO BRING CAUSES OF ACTION**

9. Plaintiff alleges the following additional facts in support of its standing to bring causes of action:

In support of their standing to bring causes of action, Plaintiff adopts by reference all paragraphs of its previously filed complaint in Civil Action No. 2:24-cv-01363 (W.D. La. 2024) (*See* ECF No. 1).

**VI. CAUSES OF ACTION ASSERTED**

10. Plaintiff adopts and asserts the following Causes of Action alleged in the Consolidated Master DAP Complaint, and the allegations with regard thereto, against the Defendants identified above (*check all that are adopted*).

Check all that apply	Count	Cause of Action	Law pursuant to which the cause of action is asserted in the Master Complaint
X	I	Horizontal Agreements in Restraint of Trade (Section 1 of the Sherman Act, 15 U.S.C. § 1)	Federal Law
X	II	Hub-And-Spoke Agreement in Restraint of Trade (Section 1 of the Sherman Act, 15 U.S.C. § 1)	Federal Law
X	III	Principal-Agent Combinations in Restraint of Trade (Section 1 of the Sherman Act, 15 U.S.C. § 1)	Federal Law
X	IV	Agreements to Unreasonably Restrain Trade (Section 1 of the Sherman Act, 15 U.S.C. § 1)	Federal Law
X	V	Anticompetitive Information Exchange (Section 1 of the Sherman Act, 15 U.S.C. § 1)	Federal Law
	VI	Violation of State and D.C. Antitrust Statutes	
	VII	Violation of State Consumer Protection Laws	
	VIII	Unjust Enrichment	

**NOTE**

If Plaintiff wants to allege additional Causes of Action other than those selected in the preceding paragraph, which are the Causes of Action set forth in the Master Complaint, the facts supporting those additional Causes of Action, must be pled in a manner complying with the requirements of the Federal Rules of Civil Procedure. In doing so, Plaintiff may attach additional pages to this Short-Form Complaint.

**VII. ADDITIONAL CAUSES OF ACTION**

11. Plaintiff asserts the following additional Causes of Action and supporting allegations against the following Defendants:

Cause of Action	Governing Law
Monopolization (Section 2 of the Sherman Act, 15 U.S.C. § 2)	Federal Law

Conspiracy to Monopolize (Section 2 of the Sherman Act, 15 U.S.C. § 2)	Federal Law
Violation of Louisiana Monopolies Act (La. Rev. Stat. Ann. § 51:121, et seq.)	Louisiana Law

These additional causes of action are attached to this Short Form Complaint as **Appendix A**.

### **VIII. PRAYER FOR RELIEF**

12. *Check all that apply:*

X	<b>WHEREFORE</b> , Plaintiff prays for all available compensatory damages, treble damages, punitive damages in amounts to be proven at trial, and judgment against Defendant(s) and all such further relief that this Court deems equitable and just as set forth in the Master Complaint, and any additional relief to which Plaintiff may be entitled, including disgorgement.
X	<b>WHEREFORE</b> , Plaintiff prays for declaratory and injunctive relief and judgment against Defendant(s) and all such further relief that this Court deems equitable and just as set forth in the Master Complaint, and any additional relief to which Plaintiff may be entitled.

### **JURY DEMAND**

*[Check the applicable box]:*

X	Plaintiff hereby demands a trial by jury as to all claims in this action.
	Plaintiff <b>does not demand</b> a trial by jury as to all claims in this action.

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By signature below, Plaintiff's counsel hereby confirms their submission to the authority and jurisdiction of the United States District Court of the Northern District of Illinois and oversight of counsel's duties under Federal Rule of Civil Procedure 11, including enforcement as necessary through sanctions and/or revocation of pro hac vice status.

Date: April 18, 2025

**RAFFERTY DOMNICK CUNNINGHAM  
& YAFFA**

/s/ Matthew T. Christ

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*Attorneys for Plaintiff,  
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Spine, LLC*

CERTIFICATE OF SERVICE

The undersigned attorney certifies that on April 18, 2025, he electronically filed a copy of the attached via the CM/ECF filing system, which sent notification of such filing to all Filing Users.

Date: April 18, 2025

/s/ Matthew T. Christ

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